

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

JOHN TURNER,

Plaintiff,

v.

ARRESTING OFFICER 5-30-2016, *et al.*,

Defendants.

Case No. 2:16-cv-02413-RFB-VCF

ORDER

Before the Court for consideration is the Report and Recommendation [ECF No. 2] of the Honorable Cam Ferenbach, United States Magistrate Judge, entered January 9, 2017.

A district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate.” 28 U.S.C. § 636(b)(1). A party may file specific written objections to the findings and recommendations of a magistrate judge. 28 U.S.C. § 636(b)(1); Local Rule IB 3-2(a). When written objections have been filed, the district court is required to “make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.” 28 U.S.C. § 636(b)(1); see also Local Rule IB 3-2(b). Where a party fails to object, however, a district court is not required to conduct “any review,” de novo or otherwise, of the report and recommendations of a magistrate judge. Thomas v. Arn, 474 U.S. 140, 149 (1985). Pursuant to Local Rule IB 3-2(a), objections were due by January 23, 2017. No objections have been filed. The Court has reviewed the record in this case and concurs with the Magistrate Judge’s recommendations.

...

1 **IT IS THEREFORE ORDERED** that the Report and Recommendation [ECF No. 11] is
2 ACCEPTED and ADOPTED in full.

3 **IT IS ORDERED** that Turner's application to proceed *in forma pauperis* [ECF No. 1] is
4 **GRANTED.**

5 **IT IS FURTHER ORDERED** that the Clerk of the Court file the complaint. [ECF No. 1-
6 1].

7 **IT IS FURTHER ORDERED** that Plaintiff is permitted to maintain the action to its
8 conclusion without the necessity of prepayment of any additional fees, costs, or security. This
9 order granting *in forma pauperis* status does not extend to the issuance of subpoenas at government
10 expense.

11 **IT IS FURTHER ORDERED** that Turner's claims against Judge Goodman, Deputy
12 District Attorney Rinetti, the State of Nevada, and the Nevada Department of Parole and
13 Propagation are **DISMISSED** with prejudice.

14 **IT IS FURTHER ORDERED** that Turner's claims against Clark County, the Las Vegas
15 Metropolitan Police Department, the Clark County Detention Center, and the Metro officer are
16 **DISMISSED** with leave to amend.

17 **IT IS FURTHER ORDERED** that the Amended Complaint must be filed by February
18 27, 2017 to avoid dismissal with prejudice.

19 **IT IS FURTHER ORDERED** that if the Amended Complaint is later filed, the Clerk of
20 the Court is directed **NOT** to issue summons on the Amended Complaint. The court will issue a
21 screening order on the Amended Complaint and address the issuance of Summons at that time, if
22 applicable. *See* 28 U.S.C. § 1915(e)(2)

23 The Clerk of Court is directed to serve a copy of this Order upon Plaintiff.

24 DATED: January 26, 2017.



25
26 **RICHARD F. BOULWARE, II**
27 **United States District Judge**
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